IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.2560 OF 2004

In

WRIT PETITION NO.1712 OF 2000

Smt.Jayashri Madhukar Gaikwad : Applicant

V/s.

Shri Shriram Vasant Bhosale & Ors. : Respondents

...

Ms S.G.Jangam for the applicant.

Mr.P.M.Pradhan for respondent no.1.

Mr.G.S.Kulkarni for respondent nos.2 & 3.

...

CORAM : S.RADHAKRISHNAN &
S.A.BOBDE, JJ.

October 26, 2004.

P.C.:

1. Heard the learned counsel for the applicant and the respondents.

2. It appears that the petitioner has been dismissed from service by the respondent-Bank on the basis of conviction in a criminal proceeding initiated under section 138 of the Negotiable Instruments Act. The applicant was the original complainant in the said criminal proceedings.

The contention of the applicant is that the applicant has not received all the amounts as sought to be contended by the petitioner. Under these circumstances, the applicant is seeking to intervene in the above Petition. The present petitioner only challenges the order of termination passed by the respondent-Bank. It is a matter between the employee and the employer. The applicant has absolutely no role and she is neither a necessary party nor a proper party in the above petition. Under these circumstances, we are not inclined to allow this intervention application.

3. Accordingly, the Civil Application stands dismissed.

Sd/-

(S. RADHAKRISHNAN, J.)

Sd/-

(S.A. BOBDE, J.)